

HARBOR COMMISSION AGENDA

City of Newport Beach
3300 Newport Blvd.
Council Chambers
Wednesday, March 9, 2011
Regular Meeting – 6:00 pm

Don Lawrenz - Chairman

Doug West
Duncan McIntosh
Marshall Duffield

Karen Rhyne
Ralph Rodheim
Vincent Valdes

The Harbor Commissioners are citizens of Newport Beach who volunteer to serve on the Harbor Commission. They were appointed by the City Council by majority vote for 4-year terms. At the table in front are City staff members who are here to advise the Commission during the meeting. They are:

Chris Miller
Manager, Harbor Resources

Shannon Levin
Supervisor, Harbor Resources

NOTICE TO THE PUBLIC

Regular meetings of the Harbor Commission are generally held on the second Wednesday of each month at 6:00 p.m. Staff reports or other written documentation have been prepared. The agendas, minutes and staff reports are available on the City's web site the Friday afternoon before the meeting. The address is: <http://newportbeachca.gov/> under Agendas & Minutes, then Harbor Commission. If you have any questions or require copies of any of the staff reports or other documentation, please contact the Harbor Resources staff at (949) 644-3034.

It is the intention of the City of Newport Beach to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Newport Beach will attempt to accommodate you in every reasonable manner. Please contact Shannon Levin, Harbor Resources Supervisor at (949) 644-3041, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible.

NEWPORT BEACH HARBOR COMMISSION AGENDA
City Council Chambers
3300 Newport Blvd
Wednesday, March 9, 2011

CALL TO ORDER

6:00 P.M.

ROLL CALL / INTRODUCTION

The Commissioners sitting before you are citizens of Newport Beach who volunteer to serve on the Harbor Commission. They were appointed by the City Council at large by majority vote for 4-year terms. The people sitting at the table in front are City staff members and are here to advise us during the meeting. Immediately to my left are:

*Chris Miller, Harbor Resources Manager
Shannon Levin, Harbor Resources Supervisor*

PLEDGE OF ALLEGIANCE

MINUTES

Recommended Action: Approve Minutes from February 2011.

PUBLIC COMMENTS

Public comments are invited on non-agenda items generally considered to be within the subject matter jurisdiction of the Harbor Commission – Speakers must limit comments to 3-minutes. Before speaking, please state your name and address for the record.

ALL TESTIMONY GIVEN BEFORE THE HARBOR COMMISSION IS TAPE RECORDED. SPEAKERS MUST LIMIT REMARKS TO THREE MINUTES ON ALL ITEMS. (Red light signifies when three minutes are up; yellow light signifies that the speaker has one minute left for summation.)

ACTION & APPEAL ITEMS

ITEM #1

Subject: Harbor Visioning Task Force Update

Issue: The Harbor Visioning Task Force Chairman, Commissioner Rodheim, will present the findings of the Task Force as they relate to the Lido Marina Village area and portions of West Coast Highway.

Discussion:

Public Comments:

Action: Direct the Harbor Visioning Task Force to present their findings to the City Council and to seek further direction from Council.

ITEM #2

Subject: Review Proposed Revisions to the Harbor Commission's Purpose and Responsibilities

Issue: The City Council's Bay Issues Committee has requested the Harbor Commission to review the proposed revisions to the Commission's Purpose and Responsibilities.

Discussion:

Public Comments:

Action: Review the proposed revisions to the Harbor Commission's Purpose and Responsibilities and submit comments to the Council's newly formed Tidelands Management Committee.

SUB-COMMITTEE REPORTS

QUESTIONS AND ANSWERS WITH COUNCIL LIAISON ON HARBOR RELATED ISSUES

HARBOR RESOURCES UPDATE – Receive and File

PUBLIC COMMENTS ON SUB-COMMITTEE REPORTS OR HARBOR RESOURCES UPDATE

COMMISSIONER'S ANNOUNCEMENTS OR MATTERS TO BE PLACED ON FUTURE AGENDAS FOR DISCUSSION, ACTION OR REPORT

RECOMMENDED TOPICS FOR FUTURE AGENDAS

- Eelgrass
- Dinghy Dock at Lido Bridge – New public pier
- Bilge pump-out options
- Add an additional smaller anchorage to the north turning basin by W. PCH and Via Lido
- Lower Castaways Vision Plan

DATE AND TIME FOR NEXT MEETING: Wednesday, April 13, 6:00 PM

CITY OF NEWPORT BEACH

HARBOR COMMISSION STAFF REPORT

Agenda Item No. 1
March 9, 2011

TO: HARBOR COMMISSION

FROM: Public Works Department
Chris Miller, Harbor Resources Manager
(949) 644-3043, cmiller@newportbeachca.gov

SUBJECT: Harbor Visioning Task Force Update

ISSUE:

The Harbor Visioning Task Force Chairman, Commissioner Rodheim, will present the findings of the Task Force as they relate to the Lido Marina Village area and portions of West Coast Highway.

RECOMMENDATION:

1. Direct the Harbor Visioning Task Force to present their findings to the City Council and to seek further direction from Council.

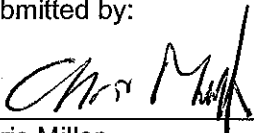
ENVIRONMENTAL REVIEW:

Staff recommends the Harbor Commission find this action is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

PUBLIC NOTICE:

This agenda item has been noticed according to the Brown Act (72 hours in advance of the public meetings at which the Harbor Commission considers the item).

Submitted by:



Chris Miller
Harbor Resources Manager

CITY OF NEWPORT BEACH

HARBOR COMMISSION STAFF REPORT

Agenda Item No. 2
March 9, 2011

TO: HARBOR COMMISSION

FROM: Public Works Department
Chris Miller, Harbor Resources Manager
(949) 644-3043, cmiller@newportbeachca.gov

SUBJECT: Review Proposed Revisions to the Harbor Commission's Purpose and Responsibilities

ISSUE:

The City Council's Bay Issues Committee has requested the Harbor Commission to review the proposed revisions to the Commission's Purpose and Responsibilities.

RECOMMENDATION:

1. Review the proposed revisions to the Harbor Commission's Purpose and Responsibilities and submit comments to the Council's newly formed Tidelands Management Committee.

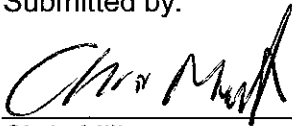
ENVIRONMENTAL REVIEW:

Staff recommends the Harbor Commission find this action is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

PUBLIC NOTICE:

This agenda item has been noticed according to the Brown Act (72 hours in advance of the public meetings at which the Harbor Commission considers the item).

Submitted by:



Chris Miller
Harbor Resources Manager

Attachments: A. Proposed Revisions to the Harbor Commission's Purpose and Responsibilities

HARBOR COMMISSION

AUTHORIZATION: Established by Ordinance 2001-25, adopted on January 8, 2002.
Revised by Ordinance 2010-XX, adopted on Month X, 2010.

MEMBERSHIP: Seven (7) members appointed by the City Council pursuant to Section 702 of the City Charter. In no event will individual appointments to the Harbor Commission exceed two (2) consecutive full terms, exclusive of appointments to fill unexpired terms. The Council may assign a member of the Council to attend Commission meetings and serve as a liaison to the Commission.

TERM: Each member shall serve a term of four (4) years and such terms shall be on a staggered basis, pursuant to Section 702 of the City Charter.

PURPOSE & RESPONSIBILITIES: Newport Harbor supports numerous recreational and commercial activities, waterfront residential communities and scenic and biological resources. The purpose of the Harbor Commission is to provide the City of Newport Beach with an advisory body representing these diverse uses of Newport Harbor and its waterfront. When directed by the City Council or the City Manager, the Commission shall:

- A. Advise the City Council in ~~all~~ matters pertaining to ~~the use, control, operation, promotion and regulation of all vessels and watercraft within the Newport Harbor~~ Title 17 (Harbor Code) of the Newport Beach Municipal Code.
- B. ~~Approve, conditionally approve, or disapprove applications~~ Advise the Harbor Resources Manager on all harbor permits issued by the Harbor Resources Manager, where the City of Newport Beach Municipal Code assigns the authority for the decision to the Harbor Commission.
- C. ~~Serve as an appellate and reviewing body for decisions of the City Manager on harbor permits, leases, and other harbor-related administrative matters where the City of Newport Beach Municipal Code assigns such authority to the Harbor Commission.~~
- D. ~~C.~~ Advise—Review the list of Capital Improvement Projects (CIP items) submitted to the City Council by the Public Works Director or the Harbor Resources Manager and advise the City Council on proposed on the merits, forms, or priorities of these Projects. harbor-related improvements.
- E. ~~D.~~ Advise—Make recommendations to the Planning Commission and City Council on the impacts of land use and property development applications

relating to the Harbor. referred to the Harbor Commission by the City Council, Planning Commission, or the City Manager.

—Make recommendations to the City Council for the adoption of regulations and programs necessary for the ongoing implementation of the goals, objectives, and policies of the Harbor and Bay Element of the General Plan.

E. Shall meet as needed, but not more than once per month unless the Harbor Resources Manager recommends a special session

F.:

In addition to the above, the Commission shall:

A. Serve as an appellate and reviewing body for decisions of the Harbor Resources Manager on harbor permits, leases, and other harbor-related administrative matters where the City of Newport Beach Municipal Code assigns such appellate authority to the Harbor Commission.

B. Meet on an as-needed basis as called by the Harbor Resources Manager or City Council, but not more than once per month unless the Harbor Resources Manager recommends a special session.

C. Make recommendations to the City Council for the adoption of regulations and programs necessary for the ongoing implementation of the goals, objectives, and policies of the Harbor and Bay Element of the General Plan.

STAFF: City ManagerHarbor Resources Manager or designee.